

DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS
 1700 K STREET
 SACRAMENTO, CA 95814-4037
 TDD (916) 445-1942
 (916) 322-9897



ADP BULLETIN

Title Supplemental Information Regarding AB 1916 AND SB 1176		Issue Date: 12-18-98 Expiration Date: Until Notified	Issue No. 98-62
Deputy Director Approval Original signed by: Ann Horn Quality Assurance Division	Function <input type="checkbox"/> Information Management <input checked="" type="checkbox"/> Quality Assurance <input type="checkbox"/> Service Delivery <input type="checkbox"/> Fiscal <input type="checkbox"/> Administration	Supersedes Bulletin/ADP Letter No. 98-59	

PURPOSE

This bulletin is to provide additional information regarding the implementation of the six-month program requirements described in ADP Bulletin No. 98-59. As stated previously, we ask that you follow our recommendations until regulations have been adopted.

DISCUSSION

The Department has received numerous telephone calls requesting additional information or clarification regarding ADP Bulletin No. 98-59. Stated below are questions and answers to some of the questions received.

Question: How often do face-to-face interviews need to be conducted for six-month participants.

Answer: AB 1916 does not address specific requirements for conducting face-to-face interviews for six-month program participants. However, the Department suggests that programs schedule face-to-face interviews at least once per month. The Department will be working with the DUI Advisory Committee to develop regulations regarding the frequency of conducting face-to-face interviews.

Question: Do DUI programs need to submit a protocol of their implementation of the six-month program to the Department.

Answer: Yes. The Department needs to review and approve six-month program fees. Providers should follow the fee approval process as specified in Title 9, Section 9878

Question: Do DUI programs issue a DL-101 completion certificate to those participants who complete 12 hours of educational sessions?

Answer: No. Attending the educational component of a DUI program is a probation requirement only and not a requirement of the Department of Motor Vehicles; therefore, issuance of a DL-101 is not appropriate.

Question: Are face-to-face interviews required for participants who are completing 12 hours of educational sessions?

Answer: No, the statute does not require face-to-face interviews.

Question: Do DUI programs collect the state and county fees from participants who are enrolling in a program for either six months' duration or for 12 hours of education?

Answer: Yes. The Department will be monitoring the files for these participants to ensure the required hours of participation are completed.

REFERENCES

ADP Bulletin No. 98-59
Chapter 656, Statutes of 1998, Health and Safety Code Section 11837(c)(2)
Chapter 487, Statutes of 1998, Vehicle Code Section 23101.5(e)

HISTORY

Effective January 1, 1999, the court will be required to refer a first offender who either refused to take a chemical test or who had a blood alcohol content of 0.20 or more to a licensed DUI program for a period of at least six months. The program requirements consist of 45 hours of educational and group counseling sessions. In addition, persons convicted of "wet and reckless" driving will be required to complete the educational component of a licensed DUI program.

QUESTIONS/MAINTENANCE

Any questions may be directed your respective DUI program analyst at (916) 322-2964.

EXHIBITS

None.

DISTRIBUTION

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